

**Ex-487/2020**

**Ex-137/2024**

**Order dated 15.09.2025**

Today the record is placed as the OP **Hazrat Ali** is produced on the strength of W/A.

Seen memo of arrest, the inspection memo and medical document.

Ld. Advocate for the petitioner submits before the Court that another execution case being No. Ex. 137/2025 in respect of same petitioner and OP is also pending before this Court and prays for tagging the said Ex. 137/2024 with the instant execution record being No. 487/2020.

Heard. Considered.

On perusal of both the case records, it appears that in both the cases, the name of petitioner and OP are same. As such, I am inclined to allow the prayer of Ld. Advocate for the petitioner.

**Let the execution case record being Ex. 137/2024 be tagged with the instant execution case being Ex. 487/2020.**

One bail petition is filed on behalf of OP from legal aid.

Perused the available materials on record.

On perusal of case record, I find that the instant case is filed for the arrear maintenance. It also appears that against the non payment of remaining arrear amount, WA against the OP was issued accordingly. It is settled principle of law that the executing Court has only to enforce the order and cannot go beyond the order of original Court which passed the order. On the other hand I also find that no remaining payment has been made by OP. On being asked by the court, the OP refused to pay by expressing his incapability to pay the amount.

In view of above observation, bail petition is considered and **rejected**.

Let the OP be sent to JC for the period of 30 days against the arrear maintenance of one month only.

**The Superintendent, Lalbagh, Sub-Correctional Home is hereby directed to release the OP at the completion of 30 days.**

**Let a copy of this order be sent to the Superintendent, Lalbagh, Sub-Correctional Home for his perusal and compliance.**

**BC-I is directed to take note of it.**

To date (12.11.2025) for payment and necessary steps.

D/C by me,

Sd/-  
ACJM, 2<sup>nd</sup> court,  
Lalbagh, Murshidabad

Sd/-  
ACJM, 2<sup>nd</sup> court,  
Lalbagh, Murshidabad

Memo No.

Date :

**Copy of this order be forward for compliance to :**

1. Superintendent of Lalbagh Sub-Correctional Home.

ACJM, 2<sup>nd</sup> court,  
Lalbagh, Murshidabad